



**Public Participation Opportunity**  
**Tennessee Department of Environment and Conservation (TDEC)**  
**Division of Water Resources (DWR)**  
**Notice Requesting Public Comments on Draft Permit Actions**  
**October 31, 2019**

Public Notice Number: **MMXIX-043**

Expiration Date: **December 05, 2019**

*The purpose of this notice is to advise the public of the following proposed permit actions and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment. A list of Notices of Intent (NOIs) received by the DWR is available on our DataViewer web page :*

[http://environment-online.tn.gov:8080/pls/enf\\_reports/f?p=9034:34001](http://environment-online.tn.gov:8080/pls/enf_reports/f?p=9034:34001)

**Please bring this notice to the attention of persons you believe will be interested.**

**Individual NPDES Construction Stormwater Permit**

***Proposed Terminations***

Applicant Name	<b>McCarthy Building Companies, Inc.</b>		
	<b>Millington Solar Farm</b>		
Permit Number	<a href="#"><b>TN0082031</b></a>	Permit Writer Initials	<b>AEWF</b>
County	<b>Shelby</b>	Discharger rating	<b>Minor</b>
Street Address/Location	North of Navy Road and West of Bethuel Road		EFO Name <b>Memphis</b>
City and/or Zip Code	Millington, TN 38053		
Description of Activity	Construction of a solar farm completed. Permit termination requested on October 21, 2019 and approved by the Memphis EFO staff.		
Effluent Description	stormwater associated with construction activities from Outfalls OF-1, OF-2, OF-3, OF-4, OF-5, OF-6 and OF-7		
Receiving Stream	wet weather conveyances to unnamed tributary to Big Creek and adjacent wetlands		
Facility Latitude	35.351693	Facility Longitude	-89.857721

## Individual NPDES Permits

### Proposed Denials

Applicant Name	<b>City of Wartburg</b>		
	<b>Brushy Mountain WWTP</b>		
Permit Number	<a href="#">TN0059765</a>	Permit Writer Initials	<b>WDM</b>
County	<b>Morgan</b>	Discharger rating	<b>Minor</b>
Street Address/Location	Highway 116	EFO Name	<b>Knoxville</b>
City and/or Zip Code	Petros, TN 37845		
Description of Activity	Transfer to the City of Wartburg and modification to reinstate POTW conditions to support redevelopment of the site into an entertainment venue including a distillery and concert hall is not justified through ownership or construction.		
Effluent Description	treated domestic wastewater and industrial process wastewater from Outfall 001		
Receiving Stream	Stockstill Creek at mile 1.15		
Facility Latitude	36.100581	Facility Longitude	-84.445878

### Proposed Modifications

Applicant Name	<b>Lawrenceburg Utility Systems</b>		
	<b>Lawrenceburg STP</b>		
Permit Number	<a href="#">TN0022551</a>	Permit Writer Initials	<b>WDM</b>
County	<b>Lawrence</b>	Discharger rating	<b>Major</b>
Street Address/Location	110 Ezell Drive	EFO Name	<b>Columbia</b>
City and/or Zip Code	Lawrenceburg, TN 38464		
Description of Activity	Treatment of municipal sewage; Modification reduces monitoring frequencies based on good performance.		
Effluent Description	treated municipal wastewater from Outfall 001		
Receiving Stream	Shoal Creek at mile 55.4		
Facility Latitude	35.239166	Facility Longitude	-87.353055

## State Operation Permits

### Proposed Reissuances

Applicant Name	<b>Consolidated Utility District of Rutherford County</b>		
	<b>Farmington Subdivision</b>		
Permit Number	<a href="#">SOP-00031</a>	Permit Writer Initials	<b>ARa</b>
County	<b>Rutherford</b>	Discharger rating	<b>Minor</b>
Street Address/Location	Lascassas Pike	EFO Name	<b>Nashville</b>
City and/or Zip Code	Murfreesboro, TN 37133		
Description of Activity	Septic tanks, effluent collection system, 2 recirculating sand filters and drip irrigation		
Wastewater Description	No discharge allowed		
Receiving Stream	N/A		
Facility Latitude	35.931850	Facility Longitude	-86.283520

## POTW - Pretreatment Program Approvals:

None

The Division of Water Resources is authorized to approve local POTW Pretreatment Programs for the administration and enforcement of the National Pretreatment Standards of Performance for industrial users of the respective Publicly Owned Treatment Works listed in this notice. Additionally, the POTW Programs are required to prevent the introduction of pollutants into the POTW's which will interfere with their operation, including the use or disposal of sludge, and prevent the introduction of pollutants into the POTW's which will pass through the treatment works or be otherwise incompatible. All POTW Pretreatment Programs approved are in accordance with the Tennessee Water Quality Control Act, the federal Clean Water Act, and appropriate regulations.

End of List

### How to Comment:

TDEC is requesting public comment on this permit action. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on the proposed action are invited to submit comments in writing to the Division of Water Resources at William R. Snodgrass - Tennessee Tower, 312 Rosa L. Parks Avenue, 11th Floor, Nashville, Tennessee 37243-1102, Attn: Public Notice Coordinator, by fax number (615) 532-0686, or by E-mail at [Water.Permits@tn.gov](mailto:Water.Permits@tn.gov). Comments must be received by the public notice expiration date (December 05, 2019).

### How to Request a Public Hearing:

Interested persons may request in writing that the Director of the Division of Water Resources hold a public hearing on any application. The request must be filed by the public notice expiration date (December 05, 2019) and must indicate the interest of the party filing it and the reasons why such a hearing is warranted. When there is significant public interest for a hearing, a hearing will be conducted according to Division of Water Resources Rule 0400-40-05-.06(12). Public hearings will be announced through another public notice.

### How the Department will Proceed:

The Director of the Division of Water Resources will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State acts and regulations.

### To Obtain Permit Details:

Copies of the application(s) and draft permit(s) are also available for public inspection by contacting TDEC at <http://state.tn.us/environment/field-offices.shtml>, by calling 1-888-891-TDEC (8332), or by visiting the following locations during normal business hours:

Environmental Field Office - Chattanooga  
1301 Riverfront Parkway, Suite 206  
Chattanooga, TN 37402  
(423) 634-5745  
Bledsoe, Bradley, Grundy, Hamilton, Marion, McMinn, Meigs, Polk, Rhea, Sequatchie

Environmental Field Office - Columbia  
1421 Hampshire Pike  
Columbia, TN 38401  
(931) 380-3371  
Bedford, Coffee, Franklin, Giles, Hickman, Lawrence, Lewis, Lincoln, Marshall, Maury, Moore, Perry, Wayne

Environmental Field Office - Cookeville

1221 South Willow Avenue

Cookeville, TN 38506

(931) 432-4015

Cannon, Clay, Cumberland, De Kalb, Fentress, Jackson, Macon, Overton, Pickett, Putnam, Smith,  
Trousdale, Van Buren, Warren, White

Environmental Field Office - Jackson

1625 Hollywood Drive

Jackson, TN 38305

(731) 512-1300

Benton, Carroll, Chester, Crockett, Decatur, Dyer, Gibson, Hardin, Haywood, Henderson, Henry, Lake,  
Lauderdale, Madison, McNairy, Obion, Weakley

Environmental Field Office - Johnson City

2305 Silverdale Road

Johnson City, TN 37601

(423) 854-5400

Carter, Greene, Hancock, Hawkins, Johnson, Sullivan, Unicoi, Washington

Environmental Field Office - Knoxville

3711 Middlebrook Pike

Knoxville, TN 37921

(865) 594-6035

Anderson, Blount, Campbell, Claiborne, Cocke, Grainger, Hamblen, Jefferson, Knox, Loudon, Monroe,  
Morgan, Roane, Scott, Sevier, Union

Environmental Field Office - Memphis

8383 Wolf Lake Drive

Bartlett, TN 38133-4119

(901) 371-3000

Fayette, Hardeman, Shelby, Tipton

Environmental Field Office - Nashville

711 R.S. Gass Boulevard

Nashville, TN 37243

(615) 687-7000

Ceatham, Davidson, Dickson, Houston, Humphreys, Montgomery, Robertson, Rutherford, Stewart, Sumner,  
Williamson, Wilson

**List of DWR Permit Writers**

<b>AEWF</b>	Ms. Ariel Wessel-Fuss	(615) 532-0642	Ariel.Wessel-Fuss@tn.gov
<b>AKS</b>	Ms. Anastasia Sharp	(615) 532-1508	Anastasia.Sharp@tn.gov
<b>AND</b>	Ms. Alicia Douglas	(615) 532-0645	alicia.douglas@tn.gov
<b>ARa</b>	Mr. Allen Rather	(615) 532-5819	Allen.Rather@tn.gov
<b>ATK</b>	Mr. Adam Kelly	(615) 253-5348	Adam.T.Kelly@tn.gov
<b>BCH</b>	Mr. Brad Harris, P.E.	(615) 532-5367	Brad.Harris@tn.gov
<b>JAH</b>	Miss Julie Harse, P.E.	(615) 532-0682	Julie.Harse@tn.gov
<b>JCM</b>	Mr. Jim McAdoo	(615) 532-0684	Jim.McAdoo@tn.gov
<b>JCN</b>	Mr. John Newberry	(615) 532-7743	John.Newberry@tn.gov
<b>JRS</b>	Mr. Jimmy Smith	(615) 532-0648	Jimmy.R.Smith@tn.gov
<b>MEP</b>	Ms. Meghan Ploch	(615) 532-0646	Meghan.Ploch@tn.gov
<b>MTS</b>	Ms. Maybelle T. Sparks, P.E.	(615) 532-0651	Maybelle.Sparks@tn.gov
<b>OAM</b>	Mr. Oscar Montenegro	(615) 532-0623	Oscar.Montenegro@tn.gov
<b>RDB</b>	Mr. Robert D. Baker	(615) 532-0710	Robert.D.Baker@tn.gov
<b>RGO</b>	Mr. Robert O'Dette, P.E.	(615) 253-5319	Robert.Odette@tn.gov
<b>RJW</b>	Mr. Robert Wayne	(615) 532-0709	Robert.J.Wayne@tn.gov
<b>SMT</b>	Ms. Sarah Terpstra	(615) 532-3634	Sarah.Terpstra@tn.gov
<b>VLJ</b>	Ms. Vena Jones	(615) 253-5320	Vena.L.Jones@tn.gov

<b>VMJ</b>	Mr. Vojin Janjic	(615) 532-0670	Vojin.Janjic@tn.gov
<b>WDM</b>	Mr. Wade Murphy	(615) 532-0666	Wade.Murphy@tn.gov
<b>WML</b>	Mr. Mike Lee	(615) 532-0712	Mike.Lee@tn.gov
<b>WSH</b>	Mr. Scott Hall	(615) 532-0358	Scott.Hall@tn.gov

### **State of Tennessee Antidegradation Policy:**

Antidegradation determinations have been made in regard to the permits referenced in this Public Notice. Tennessee's Antidegradation Statement is found in Chapter 0400-40-03-.06 of the Rules of the Tennessee Department of Environment and Conservation. The primary purpose of the antidegradation policy is to establish a greater level of protection for those waters that are identified to be of high quality. Generally, there are two types of high quality waters. Some high quality waters are those at near pristine conditions. These Outstanding National Resource Waters (ONRWs) are specifically designated by the Tennessee Board of Water Quality, Oil and Gas and are afforded the greatest level of protection. No new discharges or expansion of existing discharges are allowed to result in degradation of the existing water quality. Waters determined to be high quality due to specialized uses and/or unique features and are identified by the Department as Exceptional Tennessee Waters are also protected against degradation.

Some degradation may be allowed in the Exceptional Tennessee Waters only if the Tennessee Board of Water Quality, Oil and Gas deems it economically and socially necessary. Other surface waters not specifically identified and/or designated as high quality are referred to as waters with available or unavailable conditions. Generally, new discharges or increases in existing discharges may be allowed in waters not identified as ONRWs or Exceptional Tennessee Waters. The Division of Water Resource's evaluation of such discharges may include the following provisions:

- The proposed lowering of water quality by the discharge is necessary for economic growth or community benefit; the proposed discharge can not be mitigated by reasonable pollution prevention measures; and
- There is no other reasonable non-discharge alternative available to prevent the new/increased discharge to waters with available or unavailable conditions.

In all cases, the proposed discharge must meet water quality standards and fully protect all classified uses. Information used by the Division of Water Resources in evaluating any of the above provisions is available upon request.

### **State of Tennessee Policy of Non-Discrimination:**

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, William R. Snodgrass - Tennessee Tower, 312 Rosa L. Parks Avenue, 2nd Floor, Nashville, Tennessee 37243-1102, 1-888-867-7455. ADA inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, William R. Snodgrass - Tennessee Tower, 312 Rosa L. Parks Avenue, 2nd Floor, Nashville, Tennessee 37243-1102, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).

If it is hard for you to read, speak, or understand English, TDEC may be able to provide translation or interpretation services free of charge. Please contact Mr. Saul Castillo at 615-532-0462 for more information.

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